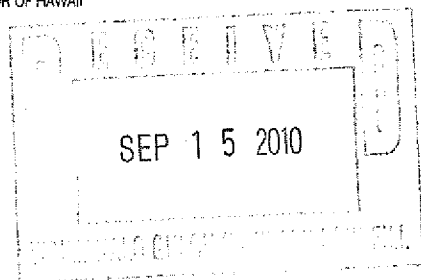


LINDA LINGLE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF HEALTH
P.O. BOX 3378
HONOLULU, HAWAII 96801-3378

CHRYOME L. FUKINO, M.D.
DIRECTOR OF HEALTH

In reply, please refer to
EMD / CWB

09038ELT.10

September 13, 2010

Mr. Joseph R. Whelan
Vice President/General Manager
Waste Management
92-460 Farrington Highway
Kapolei, Hawaii 96707

Dear Mr. Whelan:

**Subject: NOTICE OF GENERAL PERMIT COVERAGE (NGPC)
National Pollutant Discharge Elimination System (NPDES)
Waimanalo Gulch Sanitary Landfill
Kapolei, Island of Oahu, Hawaii
File No. HI R50A533**


The Department of Health (DOH), Clean Water Branch (CWB), acknowledges receipt of your letter, dated September 1, 2010, regarding clarification of Condition No. 1 of the NGPC issued on August 30, 2010. The DOH-CWB has reviewed the information and has the following comment:

1. Condition No. 1 of the NGPC states the Permittee shall revise the Storm Water Pollution Control Plan (SWPCP) for each proposed future modification to the facility. The revised SWPCP shall be submitted to the DOH-CWB for review and comment at least 30 calendar days prior to the start of operational activities of the facility modification.

The DOH-CWB acknowledges that construction of the off-site run-on diversion began in January 2010. However, Condition No. 1 of the NGPC states that the Permittee shall submit a revised SWPCP prior to the start of operational activities, not construction. Therefore, please submit the revised SWPCP for each proposed future modification of the facility at least 30 calendar days prior to the start of operational activities.

Should you have any questions, please contact Ms. Lauren Tokura of the Enforcement Section, CWB, at 586-4309.

Sincerely,


ALEC WONG, P.E., CHIEF
Clean Water Branch

LT:jst

WMH001378